

Judge Robart

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

No. CR18-262-JLR

Plaintiff,

## ~~PROPOSED~~

V.

## **FINAL ORDER OF FORFEITURE**

JAMES ROBERT SIMS.

**Defendant.**

THIS MATTER comes before the Court on the United States' Motion for Entry of  
1 Order of Forfeiture for the following property:

1. One black Apple A1660 iPhone, serial number DNPSMCKCHG75, seized from James Robert Sims on or about October 3, 2018;
  2. One Acer laptop, serial number LXR4F0Z4081210D9071601, seized from James Robert Sims on or about October 2, 2018; and
  3. Any and all images of child pornography, in whatever format and however stored.

The Court, having reviewed the record in this matter, FINDS:

27 In the Plea Agreement entered on July 24, 2019, the Defendant agreed to forfeit  
28 his interest in the above-listed property. Dkt. No. 27, ¶ 9;

1 On November 1, 2019, the Court entered a Preliminary Order of Forfeiture finding  
2 the above-listed property forfeitable pursuant to 18 U.S.C. § 2253 and forfeiting the  
3 Defendant's interest in it. Dkt. No. 32;

4 Thereafter, the United States published notice of the pending forfeiture as required  
5 by 21 U.S.C. § 853(n)(1) and Federal Rule of Criminal Procedure ("Fed. R. Crim. P.")  
6 32.2(b)(6)(C), Dkt. No. 41, and also provided direct notice to two potential claimants  
7 pursuant to Fed. R. Crim. P. 32.2(b)(6)(A); and

8 The time for filing third-party petitions has expired, and none were filed.

9 THEREFORE, THE COURT ORDERS:

10 1. No right, title, or interest in the above-listed property exists in any party  
11 other than the United States;

12 2. The property is fully and finally condemned and forfeited, in its entirety, to  
13 the United States; and

14 3. The United States Department of Justice, and/or its representatives, are  
15 authorized to dispose of the property in accordance with the law.

16  
17 IT IS SO ORDERED.

18  
19 DATED this 19<sup>th</sup> day of March, 2020.

20  
21  
22  
23 JAMES L. ROBART  
24 UNITED STATES DISTRICT JUDGE  
25  
26  
27  
28

1 Presented by:

2  
3 s/Matthew H. Thomas

4 MATTHEW H. THOMAS  
5 Assistant United States Attorney  
United States Attorney's Office  
6 1201 Pacific Avenue, Suite 700  
Tacoma, WA 98402-4383  
7 Telephone: (253) 428-3800  
8 Fax: (253) 428-3826  
9 E-mail: Matthew.H.Thomas@usdoj.gov

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28